

10/538352

JC20 Rec'd PCT/PTO 10 JUN 2005  
Customer No. 22,852  
Attorney Docket No. 05788.0363

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Antonio ZAOPA et al. )  
Application No.: Not Yet Assigned ) Group Art Unit: Not Yet Assigned  
Filed: June 10, 2005 ) Examiner: Not Yet Assigned  
National Stage of International Application No. )  
PCT/EP2002/014246 under 35 U.S.C. 371, for )  
**MEMBRANE ELECTRODE ASSEMBLY AND** )  
**FUEL CELL THEREOF (AS AMENDED)** )

**MAIL STOP PCT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. With exception of the U.S. patents, copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form. This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. Japanese Patent Publication No. 05-310941 - The relevance of this document is discussed at page 10 of the specification of the present application. An English language abstract of this document is enclosed.
2. WIPO Publication No. WO 01/65623 A1 - The relevance of this document is discussed at page 3 of the specification of the present application. An English language abstract of this document is enclosed.
3. WIPO Publication No. WO 00/71839 A1 - The relevance of this document is discussed at page 4 of the specification of the present application. An English language abstract of this document is enclosed.

Enclosed also is an English-language international search report from the European Patent Office in the PCT international application, from which this national phase U.S. application is derived.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**10/538352**

Customer No. 22,852

Attorney Docket No. 05788.0363

**JC20 Rec'd PCT/PTO 10 JUN 2005**

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 10, 2005

By:



Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/sci

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<i>Complete if Known</i>	
				10/538352	
				Application Number	Not Yet Assigned
				Filing Date	June 10, 2005
				First Named Inventor	Antonio ZAOPO et al.
				Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	05788.0363

<b>U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-6,232,025 B1	05-15-2001	SRINIVASAN	
		US-5,198,525	03-30-1993	REUTER et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

<b>FOREIGN PATENT DOCUMENTS</b>						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		WO 01/65623 A1	09-07-2001	MARSACQ et al.		ABSTRACT
		WO 00/15691	03-23-2000	CHARNOCK et al.		
		WO 00/71839 A1	11-30-2000	ISER		ABSTRACT
		WO 01/19896 A1	03-22-2001	WILSON et al.		
		WO 02/075835 A2	09-26-2002	ANDREWS et al.		
		EP 1 138 712 A2	10-04-2001	GOTO et al.		
		JP 05-310941	11-22-1992	MATSUOKA et al.		ABSTRACT

<b>NON PATENT LITERATURE DOCUMENTS</b>							
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					Translation <sup>6</sup>
		WANG, F. et al., "Direct Polymerization of Sulfonated Poly(Arylene Ether Sulfone) Random (Statistical) Copolymers: Candidates for New Proton Exchange Membranes," Journal of membrane Science, Vol. 197, No. 1-2, pp. 231-242, (2002).					
		LUFRANO, F. et al., "Sulfonated Polysulfone Ionomer Membranes for Fuel Cells," Solid State Ionics, Vol. 145, No. 1-4, pp. 47-51, (2001).					
Examiner Signature				Date Considered			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.